

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

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In the Matter of DOUGLAS D. SEAY and DEPARTMENT OF JUSTICE,  
U.S. MARSHALLS SERVICE, Asheville, NC

*Docket No. 99-1114; Submitted on the Record;  
Issued June 5, 2000*

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DECISION and ORDER

Before MICHAEL J. WALSH, DAVID S. GERSON,  
BRADLEY T. KNOTT

The issue is whether appellant has established entitlement to greater than 13 percent binaural hearing loss for which he has received a schedule award.

The Board has given careful consideration to the issue involved, the contentions of appellant on appeal and the entire case record. The Board finds that the December 17, 1998 decision of the hearing representative of the Office of Workers' Compensation Programs is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the hearing representative.

The decisions of the Office of Workers' Compensation Programs dated December 17 and March 12, 1998 are hereby affirmed.

Dated, Washington, D.C.  
June 5, 2000

Michael J. Walsh  
Chairman

David S. Gerson  
Member

Bradley T. Knott  
Alternate Member